| IN | THE | UNITED | STATES | DISTRICT | COURT | FOR | THE |
|----|-----|--------|---------|----------|-------|-----|-----|
| | | DISTE | RICT OF | NEBRASKA | | | |

| UNITED | STATES | OF AMERICA, |) | |
|--------|--------|-------------|---|-----------|
| | | Plaintiff, |) | 8:08CR155 |
| | | |) | |
| | V. | |) | |
| | | |) | |
| JOSHUA | HIRSH, | |) | ORDER |
| | | |) | |
| | | Defendant. |) | |
| | | |) | |

This matter is before the Court on defendant's motion to review order of detention (Filing No. 40). The Court has reviewed the status of defendant's eligibility with Pretrial Services and notes that if he is released, it should be to a residential treatment program, but due to the nature of his crime, no such program is available to him. Accordingly,

IT IS ORDERED that defendant's motion to review order of detention is denied without prejudice.

DATED this 25th day of September, 2008.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge United States District Court